

TO PLAINTIFF'S ATTORNEY: PLEASE CIRCLE TYPE OF ACTION INVOLVED: —  
TORT — ~~MOTOR VEHICLE TORT~~ — CONTRACT —  
EQUITABLE RELIEF — OTHER

COMMONWEALTH OF MASSACHUSETTS

SUPERIOR COURT  
DEPARTMENT  
OF THE  
TRIAL COURT  
CIVIL ACTION  
No. 2004-03153-E

MIDDLESEX, ss  
[seal]

Eleanor Kerrigan  
Sean Kerrigan, Plaintiff(s)

FD # 04-CV-12133-RCL

John W. Curran  
Diebold, Inc.  
Crawford & Company, Defendant(s)

SUMMONS

To the above-named Defendant: Diebold, Inc.

You are hereby summoned and required to serve upon .... Andrew J. Schultz, Esq. ....  
..... plaintiff's attorney, whose address is .. 50 Mall Road, Suite 209  
Burlington, MA 01803 ....., an answer to the complaint which is herewith  
served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you  
fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You are also  
required to file your answer to the complaint in the office of the Clerk of this court at .. 40 Thorndike Street  
Cambridge, MA 02141 ....., either before service upon plaintiff's attorney or within a  
reasonable time thereafter.

Unless otherwise provided by Rule 13(a), your answer must state as a counterclaim any claim which you may  
have against the plaintiff which arises out of the transaction or occurrence that is the subject matter of the plaintiff's  
claim or you will thereafter be barred from making such claim in any other action.

Witness, Suzanne V. DelVecchio, Esquire, at .... Cambridge, MA .....  
the ..... 8th ..... day of ..... September .....  
....., in the year of our Lord .... 2004 .....

  
Clerk

NOTES.

1. This summons is issued pursuant to Rule 4 of the Massachusetts Rules of Civil Procedure.
2. When more than one defendant is involved, the names of all such defendants should appear in the caption. If a separate summons is used for each defendant, each should be addressed to the particular defendant.



**Suffolk County Sheriff's Department • 45 Bromfield Street • Boston, MA 02108 • (617) 989-6999**

*Suffolk, ss.*

September 22, 2004

I hereby certify and return that on 9/20/2004 at 11:00AM I served a true and attested copy of the Summons, Complaint, Cover Sheet and Tracking Order, Statement of Damages, Counsel Cert in this action in the following manner: To wit, by delivering in hand to A.Liberto, Process Clerk & agent in charge of CT Corp & its agent, for Diebold, Inc., at , 101 Federal Street, Boston, MA 02110. Basic Service Fee (1H) (\$30.00), Travel (\$3.20), Postage and Handling (\$1.00), Attest/Copies (\$5.00) Total Charges \$39.20

Deputy Sheriff

Deputy Sheriff John Cotter

Dated: .....

**N.B. TO PROCESS SERVER:**

**PLEASE PLACE DATE YOU MAKE SERVICE ON DEFENDANT IN THIS BOX ON THE ORIGINAL AND ON COPY SERVED ON DEFENDANT.**

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( ..... )  
 ( ..... )  
 ( ..... )

COMMONWEALTH OF MASSACHUSETTS

SUPERIOR COURT  
DEPARTMENT  
OF THE  
TRIAL COURT  
CIVIL ACTION

MIDDLESEX ss.

No.

Plff.

v.

Deflt.

SUMMONS  
(Mass. R. Civ. P. 4)